

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

MEREDITH S. FERGUSON,

Plaintiff,

V.

MICHAEL J. ASTRUE, Commissioner of  
Social Security,

**Defendant.**

Case No. 10-5892 RJB-KLS

## REPORT AND RECOMMENDATION

This matter has been referred to the undersigned Magistrate Judge pursuant to 28 U.S.C. § 636(b)(1)(B) and Local Rule MJR 4(a)(4) and as authorized by Mathews, Secretary of H.E.W. v. Weber, 423 U.S. 261 (1976). This matter is before the Court on the stipulated motion for remand. (ECF #27). After reviewing the parties' stipulated motion and the remaining record, the undersigned recommends that the Court grant the parties' motion, and remand this matter to the Commissioner for further proceedings.

This Court recommends that on remand the Commissioner shall issue a fully favorable decision, finding that Plaintiff became disabled as of July 1, 2005, the amended alleged onset date. Plaintiff is entitled to reasonable attorney fees, expenses, and costs pursuant to 28 U.S.C. § 2412(d), upon proper request to this Court.

Given the fact of the parties' stipulation, the Court recommends that the District Judge immediately approve this Report and Recommendation and order the case **REVERSED** and **REPORT AND RECOMMENDATION - 1**.

**REMANDED.** A proposed order accompanies this Report and Recommendation.

DATED this 5th day of August, 2011.

John L. Stromberg

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Karen L. Strombom  
United States Magistrate Judge